3738

PTO/SB/21 (09-04 Application Number 09/783,254 TRANSMITTAL! Filing Date February 13, 2001 FORM First Named Inventor SIRHAN, MOTASIM NOV 2 6 2004 Art Unit 3738 **Examiner Name** PHAN, HIEU (to be used for all corresponding after initial filing, Attorney Docket Number 020460-000930US Total Number of Pages in This Submitission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please identify Extension of Time Request Terminal Disclaimer below): Return Postcard **Express Abandonment Request** Request for Refund **EP Search Report** Information Disclosure Statement Cited References CD, Number of CD(s) Landscape Table on CD The Commissioner is authorized to charge any additional fees to Deposit Remarks Certified Copy of Priority Account 20-1430. Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Townsend and Townsend and Crew LLP Signature Printed name Nena Bains Date Reg. No. November 23, 2004 47,400 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Date

November 23, 2004

Typed or printed name

Landon Clark

Signature

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope aut

NOV 2 6 2004

Attorney Docket No.: 020460-000930US

Client Reference No.: 143.09

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TOWNSEND And TOWNSEND and CHEW LLP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SIRHAN, MOTASIM et al.

Application No.: 09/783,254

Filed: February 13, 2001

For: INTRAVASCULAR DELIVERY

OF MIZORIBINE

Examiner: PHAN, HIEU

Art Unit: 3738

SUPPLEMENTAL INFORMATION

DISCLOSURE STATEMENT UNDER 37

CFR §1.97 and §1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A-B are being called to the attention of the Examiner. The references were cited by the International Search Authority in a related European application. Copies of the references are enclosed. Also enclosed is a copy of the Search/Examination report corresponding to the European application.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Page 2

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the

information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses

all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or

Notice of Allowance.

CERTIFICATION

I hereby certify that each item of information contained in this Information

Disclosure Statement was first cited in any communication from a foreign patent office in a

counterpart foreign application not more than three months prior to the filing of this statement.

Applicant believes that no fee is required for submission of this statement.

However, if a fee is required, the Commissioner is authorized to deduct such fee from the

undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit

any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Nena Bains

Reg. No. 47,400

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, Eighth Floor

San Francisco, California 94111-3834

Tel: 415-576-0200

Fax: 415-576-0300

NB/llc

60363222 v1

NOV 2 6 2004 Substitute for form 1449B/PTO Complete if Known Application Number 09/783,254 INFORMATION DISCLOSURE February 13, 2001 Filing Date STATEMENT BY APPLICANT SIRHAN, MOTASIM First Named Inventor 3738 Art Unit (use as many sheets as necessary) Examiner Name PHAN, HIEU Sheet 1 Attorney Docket Number 020460-000930US

U.S. PATENT DOCUMENTS+					
		Document Number	•		
Examiner Initials*	Cite No.1	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-			
		US-			· ·

	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	For Country Code ³	eign Patent Doc Number ⁴	ument Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁸
	AA	EP	0950386	A2 & A3	10-20-1999	Cordis Corp.	"	
	AB	EP	1277449	Α	01-22-2003	Sorin Biomedica Cardio		
	AC	wo	02/083039	A	10-24-2002	Advanced Cardiovascular		
		1						

NON PATENT LITERATURE DOCUMENTS						
Examiner Cite No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
		`				

Examiner Signature	Date Considered	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.